

U.S. Department of Justice  
United States Marshals Service

**PROCESS RECEIPT AND RETURN**

See "Instructions for Service of Process by U.S. Marshal"

PLAINTIFF Carrie M. Leo		COURT CASE NUMBER 20-cv-7039
DEFENDANT NYS Department of Environmental Conservation, et al		TYPE OF PROCESS Service of Summons and Complaint
<b>SERVE AT</b>	NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC. TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN Animal Care Inspector Andrea D'Ambosio	
	ADDRESS (Street or RFD, Apartment No., City, State and ZIP Code) 1400 Independence Avenue, S.W., Washington DC 20205	
SEND NOTICE OF SERVICE COPY TO REQUESTER AT NAME AND ADDRESS BELOW		Number of process to be served with this Form 285 3
		Number of parties to be served in this case 3
		Check for service on U.S.A.

SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (Include Business and Alternate Addresses, All Telephone Numbers, and Estimated Times Available for Service):

Signature of Attorney other Originator requesting service on behalf of:	<input checked="" type="checkbox"/> PLAINTIFF <input type="checkbox"/> DEFENDANT	TELEPHONE NUMBER 585-613-4010	DATE 6/11/2021
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**SPACE BELOW FOR USE OF U.S. MARSHAL ONLY - DO NOT WRITE BELOW THIS LINE**

I acknowledge receipt for the total number of process indicated. (Sign only for USM 285 if more than one USM 285 is submitted)	Total Process 5	District of Origin No. 55	District to Serve No. 55	Signature of Authorized USMS Deputy or Clerk Prata B. Hosking	Date 06/23/2021 #1
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I hereby certify and return that I ☐ have personally served, ☐ have legal evidence of service, ☐ have executed as shown in "Remarks", the process described on the individual, company, corporation, etc., at the address shown above on the on the individual, company, corporation, etc. shown at the address inserted below.

☒ I hereby certify and return that I am unable to locate the individual, company, corporation, etc. named above (See remarks below)

Name and title of individual served (if not shown above)	Date 06/25/2021	Time — <input type="checkbox"/> am <input type="checkbox"/> pm
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Address (complete only different than shown above)	Signature of U.S. Marshal or Deputy Prata B. Hosking
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Costs shown on attached USMS Cost Sheet >>

**REMARKS**

Service Fee: \$8.00  
Mailed Certified on 06/25/2021  
Acknowledgement of Receipt was Not Returned on 06/25/2021

**U.S. Postal Service Certified Mail Receipt**

ARTICLE NUMBER: 9414 8169 0224 6689 5051 93

**ARTICLE ADDRESSED TO:**

Animal Care Inspector Andrea D'Ambosio  
United States Department of Agriculture  
1400 Independence Avenue, S.W.  
Washington DC 20250-0002

**FEES**

Postage Per Piece	\$3.350
Certified Fee	3.600
Total Postage & Fees:	6.950

Postmark  
Here

1. Clerk of the Court



U.S. Department of Justice  
United States Marshals  
Service

## Process 055-6:2020-CV-07039-1 | Cost Worksheet

Printed on: 08/25/2021

### PROCESS INFORMATION

<b>Case Type</b> CV - Civil	<b>Origin District</b> W/NY - BUFFALO	<b>Serving District</b> W/NY - BUFFALO	<b>Case Caption</b> Carrie M. Leo v. NYDEC, et. al.
<b>Civil/Criminal</b> Civil	<b>Attribute</b> Private	<b>Process Type</b> SummonsComplaint	<b>Party to be Served</b> Andrea D'Ambrosio

### SUMMARY

Date/Time of Action	Service Action	Subtotal	Deposit Total	Expense Total
02/04/2021 12:21 EST	Assigned for Personal Service		\$0.00	\$0.00
02/04/2021 12:34 EST	Mail Endeavor		\$0.00	\$8.00
04/09/2021 14:32 EDT	Return Unexecuted		\$0.00	\$0.00
05/03/2021 19:17 EDT	Mail Endeavor		\$0.00	\$8.00
05/17/2021 16:44 EDT	Return Unexecuted		\$0.00	\$0.00
06/23/2021 16:58 EDT	Mail Endeavor		\$0.00	\$8.00
08/25/2021 16:11 EDT	Return Unexecuted		\$0.00	\$0.00
<b>Total Costs</b>			<b>\$0.00</b>	<b>\$24.00</b>

<b>Remaining Balance</b>	<b>\$0.00</b>
<b>Amount Owed</b>	<b>\$88.00</b>
<b>Remaining Process to Serve:</b>	

U.S. Department of Justice  
United States Marshals Service



**NOTICE AND ACKNOWLEDGMENT OF RECEIPT OF SUMMONS AND COMPLAINT BY MAIL**

United States District Court  
for the  
Western District of New York

TO: Animal Care Inspector Andrea D'Ambosio  
United States Department of Agriculture  
1400 Independence Avenue, S.W.  
Washington, D.C. 20250

Civil Action, File Number 20-CV-07039

Carrie M. Leo

v.

NYS Department of Environmental Conservation, et al

The enclosed summons and complaint are served pursuant to Rule 4(e)(1) of the Federal Rules of Civil Procedure, and New York State law.

You **MUST COMPLETE** the acknowledgment part of this form below, **AND RETURN COPIES 1 AND 2** to the sender within **21** days. An envelope has been enclosed for this purpose. Keep copy 3 for your records.

YOU MUST SIGN AND DATE THE ACKNOWLEDGMENT ON ALL COPIES. If you are served on behalf of a corporation, unincorporated association (including a partnership), or other entity, you must indicate under your signature your relationship to that entity. If you are served on behalf of another person and you are authorized to receive process, you must indicate under your signature your authority.

If you do not complete and return copies 1 and 2 of this form to the sender within 21 days, you (or the party on whose behalf you are being served) may be required to pay any expenses incurred in serving a summons and complaint in any other manner permitted by law.

If you do complete and return copies 1 and 2 of this form, you (or the party on whose behalf you are being served) must answer the complaint within 21 days for private defendants and/or 60 days for Federal defendants. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint.

I declare, under penalty of perjury, that this Notice and Acknowledgment of Receipt of Summons and Complaint By Mail was mailed on this date.

June 25, 2021

Date of Signature

**BEATA  
HOSKING**

Digitally signed by BEATA  
HOSKING  
Date: 2021.06.25 10:47:29 -04'00'

Signature (USMS Official)

**ACKNOWLEDGMENT OF RECEIPT OF SUMMONS AND COMPLAINT**

I declare, under penalty of perjury, that I received a copy of the summons and of the complaint in the above captioned manner at:

1400 Independence Avenue, S.W.

Street Number and Street Name or P.O. Box No.

Washington, D.C. 20250

City, State and Zip Code

Relationship to Entity/Authority to Receive

Certified

Service of Process

Signature

Date of Signature

Copy 1 - Clerk of Court  
Copy 2 - United States Marshals Service  
Copy 3 - Addressee  
Copy 4 - USMS District Suspense

USM Form-299  
Rev. 05/10  
Automated 10/03

AO 440 (Rev. 06/12) Summons in a Civil Action

## UNITED STATES DISTRICT COURT

for the

Western District of New York

2021 JUN 23 PM 1:38

Carrie M. Leo

Plaintiff(s)

v.

New York State Department of Environmental  
Conservation, et al

Defendant(s)

Civil Action No. 20-cv-7039

## SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) Animal Care Inspector Andrea D'Ambrosio  
1400 Independence Ave., S.W.  
Washington, DC 20250

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Carrie M. Leo  
3199 Walworth Road  
Walworth, NY 14568

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Date: 06/11/2021



CLERK OF COURT

Signature of Clerk or Deputy Clerk

Civil Action No. 20-cv-7039

**PROOF OF SERVICE***(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* \_\_\_\_\_  
 was received by me on *(date)* \_\_\_\_\_.

☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_  
 on *(date)* \_\_\_\_\_; or

☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_  
 \_\_\_\_\_, a person of suitable age and discretion who resides there,  
 on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or

☐ I served the summons on *(name of individual)* \_\_\_\_\_, who is  
 designated by law to accept service of process on behalf of *(name of organization)* \_\_\_\_\_  
 on *(date)* \_\_\_\_\_; or

☐ I returned the summons unexecuted because \_\_\_\_\_; or

☐ Other *(specify)*:

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: \_\_\_\_\_

\_\_\_\_\_  
*Server's signature*

\_\_\_\_\_  
*Printed name and title*

\_\_\_\_\_  
*Server's address*

Additional information regarding attempted service, etc:



U.S. Department of Justice  
United States Marshals Service

# PROCESS RECEIPT AND RETURN

See "Instructions for Service of Process by U.S. Marshal"

PLAINTIFF Carrie M. Leo	RECEIVED 2021 JUN 23 PM 1:38	COURT CASE NUMBER 20-cv-7039
DEFENDANT New York State Department of Environmental Conservation, et al		TYPE OF PROCESS Service of Summons and Complaint

**SERVE  
AT**

NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC. TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR  
CONDEMN The United States Secretary of Agriculture  
ADDRESS (Street or RFD, Apartment No., City, State and ZIP Code)  
1400 Independence Ave., S.W., Washington, D.C. 20250

SEND NOTICE OF SERVICE COPY TO REQUESTER AT NAME AND ADDRESS BELOW

Number of process to be served with this Form 285

Number of parties to be served in this case

Check for service on U.S.A.

SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (Include Business and Alternate Addresses, All Telephone Numbers, and Estimated Times Available for Service):

Please serve via US Mail. Address may not be functional for FedEx Delivery.

Signature of Attorney other Originator requesting service on behalf of:

☒ PLAINTIFF

☐ DEFENDANT

TELEPHONE NUMBER

585-613-4010

DATE

6/11/2021

## SPACE BELOW FOR USE OF U.S. MARSHAL ONLY - DO NOT WRITE BELOW THIS LINE

I acknowledge receipt for the total number of process indicated. (Sign only for USM 285 if more than one USM 285 is submitted)	Total Process <u>5</u>	District of Origin No. <u>55</u>	District to Serve No. <u>55</u>	Signature of Authorized USMS Deputy or Clerk <u>Beata B. Hosking</u>	Date <u>06/23/2021</u>
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I hereby certify and return that I ☐ have personally served, ☐ have legal evidence of service, ☐ have executed as shown in "Remarks", the process described on the individual, company, corporation, etc., at the address shown above on the on the individual, company, corporation, etc. shown at the address inserted below.

☒ I hereby certify and return that I am unable to locate the individual, company, corporation, etc. named above (See remarks below)

Name and title of individual served (if not shown above)

Date

06/25/2021

Time

☐ am

☐ pm

Address (complete only different than shown above)

Signature of U.S. Marshal or Deputy

Beata B. Hosking

Service Fee <u>\$0.</u>	Total Mileage Charges (including endeavors) <u>—</u>	Forwarding Fee <u>—</u>	Total Charges <u>\$0.</u>	Advance Depo <u>—</u>
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U.S. Postal Service Certified Mail Receipt

ARTICLE NUMBER: 9414 8169 0224 6689 5051 48

### ARTICLE ADDRESSED TO:

The United States Secretary of Agriculture  
1400 Independence Avenue, S.W.  
Washington DC 20250-0002

### FEES

Postage Per Piece \$3.350  
Certified Fee 3.600  
Total Postage & Fees: 6.950

Postmark Here

### REMARKS

Mailed out certified on 6/25/2021  
Acknowledgment of Receipt was  
Not Returned on 08/25/2021

1. Clerk of the Court

U.S. Department of Justice  
United States Marshals Service



# NOTICE AND ACKNOWLEDGMENT OF RECEIPT OF SUMMONS AND COMPLAINT BY MAIL

United States District Court  
for the  
Western District of New York

TO: The United States Secretary of Agriculture  
1400 Independence Avenue, S.W.  
Washington, D.C. 20250

Civil Action, File Number 20-CV-07039

Carrie M. Leo

v.

NYS Department of Environmental Conservation, et al

The enclosed summons and complaint are served pursuant to Rule 4(e)(1) of the Federal Rules of Civil Procedure, and New York State law.

You **MUST COMPLETE** the acknowledgment part of this form below, **AND RETURN COPIES 1 AND 2** to the sender within **21** days. An envelope has been enclosed for this purpose. Keep copy 3 for your records.

YOU MUST SIGN AND DATE THE ACKNOWLEDGMENT ON ALL COPIES. If you are served on behalf of a corporation, unincorporated association (including a partnership), or other entity, you must indicate under your signature your relationship to that entity. If you are served on behalf of another person and you are authorized to receive process, you must indicate under your signature your authority.

If you do not complete and return copies 1 and 2 of this form to the sender within 21 days, you (or the party on whose behalf you are being served) may be required to pay any expenses incurred in serving a summons and complaint in any other manner permitted by law.

If you do complete and return copies 1 and 2 of this form, you (or the party on whose behalf you are being served) must answer the complaint within 21 days for private defendants and/or 60 days for Federal defendants. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint.

I declare, under penalty of perjury, that this Notice and Acknowledgment of Receipt of Summons and Complaint By Mail was mailed on this date.

June 25, 2021

Date of Signature

**BEATA  
HOSKING**

Digitally signed by BEATA  
HOSKING  
Date: 2021.06.25 10:47:02 -04'00'

Signature (USMS Official)

## ACKNOWLEDGMENT OF RECEIPT OF SUMMONS AND COMPLAINT

I declare, under penalty of perjury, that I received a copy of the summons and of the complaint in the above captioned manner at:

1400 Independence Avenue, S.W.

Street Number and Street Name or P.O. Box No.

Washington, D.C. 20250

City, State and Zip Code

Relationship to Entity/Authority to Receive

Certified

Service of Process

Signature

Date of Signature

Copy 1 - Clerk of Court  
Copy 2 - United States Marshals Service  
Copy 3 - Addressee  
Copy 4 - USMS District Suspense

# UNITED STATES DISTRICT COURT

for the

Western District of New York

2021 JUN 23 PM 1:38

U.S. DISTRICT COURT  
WESTERN DISTRICT OF NEW YORK

Carrie M. Leo

Plaintiff(s)

v.

New York State Department of Environmental  
Conservation, et al

Defendant(s)

Civil Action No. 20-cv-7039

## SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) United States Secretary of Agriculture  
1400 Independence Ave., S.W.  
Washington, DC 20250

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Carrie M. Leo  
3199 Walworth Road  
Walworth, NY 14568

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

Date: 06/11/2021



Signature of Clerk or Deputy Clerk

Mary Choewenguth



Civil Action No. 20-cv-7039

**PROOF OF SERVICE***(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* \_\_\_\_\_  
 was received by me on *(date)* \_\_\_\_\_.

☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_  
 \_\_\_\_\_ on *(date)* \_\_\_\_\_; or

☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_  
 \_\_\_\_\_, a person of suitable age and discretion who resides there,  
 on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or

☐ I served the summons on *(name of individual)* \_\_\_\_\_, who is  
 designated by law to accept service of process on behalf of *(name of organization)* \_\_\_\_\_  
 \_\_\_\_\_ on *(date)* \_\_\_\_\_; or

☐ I returned the summons unexecuted because \_\_\_\_\_; or

☐ Other *(specify)*: \_\_\_\_\_

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: \_\_\_\_\_

\_\_\_\_\_  
*Server's signature*

\_\_\_\_\_  
*Printed name and title*

\_\_\_\_\_  
*Server's address*

Additional information regarding attempted service, etc:

PLAINTIFF Carrie M. Leo		COURT CASE NUMBER 20-cv-7039	
DEFENDANT New York State Department of Environmental Conservation, et al		TYPE OF PROCESS Service of Summons and Complaint	
SERVE AT	NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC. TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN The United States Department of Agriculture		
	ADDRESS (Street or RFD, Apartment No., City, State and ZIP Code) 1400 Independence Ave., S.W., Washington, D.C. 20250		
SEND NOTICE OF SERVICE COPY TO REQUESTER AT NAME AND ADDRESS BELOW		Number of process to be served with this Form 285	
		Number of parties to be served in this case	
		Check for service on U.S.A.	
SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (Include Business and Alternate Addresses, All Telephone Numbers, and Estimated Times Available for Service):  Please serve via US Mail. Address may not be functional for FedEx Delivery.			
Signature of Attorney other Originator requesting service on behalf of: <input checked="" type="checkbox"/> PLAINTIFF <input type="checkbox"/> DEFENDANT		TELEPHONE NUMBER 585-613-4010	DATE 6/11/2021
SPACE BELOW FOR USE OF U.S. MARSHAL ONLY - DO NOT WRITE BELOW THIS LINE			
I acknowledge receipt for the total number of process indicated. (Sign only for USM 285 if more than one USM 285 is submitted)	Total Process 5	District of Origin No. 55	District to Serve No. 55
Signature of Authorized USMS Deputy or Clerk Beata B. Hosking		Date 06/23/2021	
I hereby certify and return that I <input type="checkbox"/> have personally served, <input type="checkbox"/> have legal evidence of service, <input type="checkbox"/> have executed as shown in "Remarks", the process described on the individual, company, corporation, etc., at the address shown above on the on the individual, company, corporation, etc. shown at the address inserted below.			
<input checked="" type="checkbox"/> I hereby certify and return that I am unable to locate the individual, company, corporation, etc. named above (See remarks below)			
Name and title of individual served (if not shown above)		Date 06/25/2021	Time — <input type="checkbox"/> am <input type="checkbox"/> pm
Address (complete only different than shown above)		Signature of U.S. Marshal or Deputy Beata B. Hosking	
Service Fee \$0-	Total Mileage Charges (including endeavors) —	Forwarding Fee —	Total Charges \$0-
Advance Deposits —	Amount owed to U.S. Marshal* or (Amount of Refund*) \$0-		

REMARKS

Mailed Certified on 06/25/2021  
Acknowledgement of Receipt was  
Not Returned on 06/25/2021

U.S. Postal Service Certified Mail Receipt

ARTICLE NUMBER: 9414 8169 0224 6689 5051 24

ARTICLE ADDRESSED TO:

United States Department of Agriculture  
1400 Independence Avenue, S.W.  
Washington DC 20250-0002

FEES

Postage Per Piece \$3.150  
Certified Fee 3.600  
Total Postage & Fees: 6.750

Postmark  
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U.S. Department of Justice  
United States Marshals Service



**NOTICE AND ACKNOWLEDGMENT OF RECEIPT OF SUMMONS AND COMPLAINT BY MAIL**  
United States District Court  
for the  
Western District of New York

TO: The United States Department of Agriculture  
1400 Independence Avenue, S.W.  
Washington, D.C. 20250

Civil Action, File Number 20-CV-07039

Carrie M. Leo

v.

NYS Department of Environmental Conservation, et al

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June 25, 2021  
Date of Signature

**BEATA  
HOSKING**

Digitally signed by BEATA  
HOSKING  
Date: 2021.06.25 10:47:02 -04'00'

Signature (USMS Official)

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1400 Independence Avenue, S.W.  
Street Number and Street Name or P.O. Box No.  
Washington, D.C. 20250  
City, State and Zip Code

Relationship to Entity/Authority to Receive

Certified

Service of Process

Date of Signature

Signature

Copy 1 - Clerk of Court  
Copy 2 - United States Marshals Service  
Copy 3 - Addressee  
Copy 4 - USMS District Suspense

USM Form-299  
Rev. 05/10  
Automated 10/03

## UNITED STATES DISTRICT COURT

ISSUED

for the

Western District of New York

Carrie M. Leo

Plaintiff(s)

v.

New York State Department of Environmental  
Conservation, et al

Defendant(s)

Civil Action No. 20-cv-7039

## SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* United States Department of Agriculture  
1400 Independence Ave., S.W.  
Washington, DC 20250

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Carrie M. Leo  
3199 Walworth Road  
Walworth, NY 14568

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Date: 06/11/2021



CLERK OF COURT

*Mary Choewenguth*  
Signature of Clerk or Deputy Clerk

*Mary Choewenguth*

Civil Action No. 20-cv-7039

**PROOF OF SERVICE***(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* \_\_\_\_\_  
 was received by me on *(date)* \_\_\_\_\_

☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_  
 \_\_\_\_\_ on *(date)* \_\_\_\_\_; or

☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_  
 \_\_\_\_\_, a person of suitable age and discretion who resides there,  
 on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or

☐ I served the summons on *(name of individual)* \_\_\_\_\_, who is  
 designated by law to accept service of process on behalf of *(name of organization)* \_\_\_\_\_  
 \_\_\_\_\_ on *(date)* \_\_\_\_\_; or

☐ I returned the summons unexecuted because \_\_\_\_\_; or

☐ Other *(specify)*: \_\_\_\_\_

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00 .

I declare under penalty of perjury that this information is true.

Date: \_\_\_\_\_

\_\_\_\_\_  
*Server's signature*

\_\_\_\_\_  
*Printed name and title*

\_\_\_\_\_  
*Server's address*

Additional information regarding attempted service, etc:



PLAINTIFF Carrie M. Leo		COURT CASE NUMBER 20-cv-7039	
DEFENDANT New York State Department of Environmental Conservation, et al		TYPE OF PROCESS Service of Summons and Complaint	
SERVE AT	NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC. TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN Attorney General of the United States		
	ADDRESS (Street or RFD, Apartment No., City, State and ZIP Code) Main Justice Building, 10th and Constitution Avenues N.W., Washington, D.C. 20530;		
SEND NOTICE OF SERVICE COPY TO REQUESTER AT NAME AND ADDRESS BELOW		Number of process to be served with this Form 285	
		Number of parties to be served in this case	
		Check for service on U.S.A.	
SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (Include Business and Alternate Addresses, All Telephone Numbers, and Estimated Times Available for Service):			
Signature of Attorney other Originator requesting service on behalf of:		<input checked="" type="checkbox"/> PLAINTIFF <input type="checkbox"/> DEFENDANT	TELEPHONE NUMBER 585-613-4010
			DATE 6/11/2021
SPACE BELOW FOR USE OF U.S. MARSHAL ONLY - DO NOT WRITE BELOW THIS LINE			
I acknowledge receipt for the total number of process indicated. (Sign only for USM 285 if more than one USM 285 is submitted)	Total Process 5	District of Origin No. 55	District to Serve No. 55
Signature of Authorized USMS Deputy or Clerk Beata B. Hosking		Date 06/23/2021	
I hereby certify and return that I <input type="checkbox"/> have personally served, <input type="checkbox"/> have legal evidence of service, <input type="checkbox"/> have executed as shown in "Remarks", the process described on the individual, company, corporation, etc., at the address shown above on the on the individual, company, corporation, etc. shown at the address inserted below.			
<input checked="" type="checkbox"/> I hereby certify and return that I am unable to locate the individual, company, corporation, etc. named above (See remarks below)			
Name and title of individual served (if not shown above)		Date 06/25/2021	Time — <input type="checkbox"/> am <input type="checkbox"/> pm
Address (complete only different than shown above)		Signature of U.S. Marshal or Deputy Beata B. Hosking	
Service Fee \$0-	Total Mileage Charges (including endeavors) —	Forwarding Fee —	Total Charges \$0-
Advance Deposits		Amount owed to U.S. Marshal* or (Amount of Refund*) \$0-	

REMARKS

Mailed Certified on 06/25/2021  
Acknowledgment of Receipt was  
Not Returned on 06/25/2021

U.S. Postal Service Certified Mail Receipt

ARTICLE NUMBER: 9414 8169 0224 6689 5054 52

ARTICLE ADDRESSED TO:

United States Attorney General  
Main Justice Building  
950 Pennsylvania Ave NW  
Washington DC 20530-0001

FEES

Postage Per Piece \$3.350  
Certified Fee 3.600  
Total Postage & Fees 6.950

Postmark  
Here

U.S. Department of Justice  
United States Marshals Service



# NOTICE AND ACKNOWLEDGMENT OF RECEIPT OF SUMMONS AND COMPLAINT BY MAIL

United States District Court  
for the  
Western District of New York

TO: Attorney General for the United States  
Main Justice Building  
10th and Constitution Avenues N.W.  
Washington, D.C. 20530

Civil Action, File Number 20-CV-07039

Carrie M. Leo

v.

NYS Department of Environmental Conservation, et al

The enclosed summons and complaint are served pursuant to Rule 4(e)(1) of the Federal Rules of Civil Procedure, and New York State law.

You **MUST COMPLETE** the acknowledgment part of this form below, **AND RETURN COPIES 1 AND 2** to the sender within **21** days. An envelope has been enclosed for this purpose. Keep copy 3 for your records.

YOU MUST SIGN AND DATE THE ACKNOWLEDGMENT ON ALL COPIES. If you are served on behalf of a corporation, unincorporated association (including a partnership), or other entity, you must indicate under your signature your relationship to that entity. If you are served on behalf of another person and you are authorized to receive process, you must indicate under your signature your authority.

If you do not complete and return copies 1 and 2 of this form to the sender within 21 days, you (or the party on whose behalf you are being served) may be required to pay any expenses incurred in serving a summons and complaint in any other manner permitted by law.

If you do complete and return copies 1 and 2 of this form, you (or the party on whose behalf you are being served) must answer the complaint within 21 days for private defendants and/or 60 days for Federal defendants. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint.

I declare, under penalty of perjury, that this Notice and Acknowledgment of Receipt of Summons and Complaint By Mail was mailed on this date.

June 25, 2021

Date of Signature

**BEATA  
HOSKING**

Digitally signed by BEATA  
HOSKING  
Date: 2021.06.25 10:47:02 -04'00'

Signature (*USMS Official*)

## ACKNOWLEDGMENT OF RECEIPT OF SUMMONS AND COMPLAINT

I declare, under penalty of perjury, that I received a copy of the summons and of the complaint in the above captioned manner at:

10th and Constitution Avenues N.W.

Street Number and Street Name or P.O. Box No.

Washington, D.C. 20530

City, State and Zip Code

Relationship to Entity/Authority to Receive

Certified

Service of Process

Signature

Date of Signature

Copy 1 - Clerk of Court  
Copy 2 - United States Marshals Service  
Copy 3 - Addressee  
Copy 4 - USMS District Suspense

USM Form-299  
Rev. 05/10  
Automated 10/03

AO 440 (Rev. 06/12) Summons in a Civil Action

**ISSUED****UNITED STATES DISTRICT COURT**

for the

Western District of New York

Carrie M. Leo

*Plaintiff(s)*

v.

New York State Department of Environmental  
Conservation, et al*Defendant(s)*

Civil Action No. 21-cv-6709

RECEIVED  
2021 JUN 23 PM 1:33  
US MAIL ROOM  
WESTERN DISTRICT OF NEW YORK**SUMMONS IN A CIVIL ACTION**To: *(Defendant's name and address)*Attorney General of the United States  
Main Justice Building  
10th and Constitution Avenue, N. W.  
Washington, DC 20530

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Carrie M. Leo  
3199 Walworth Road  
Walworth, NY 14586

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

Date: 06/11/2021



*Mary Choewenguth*  
Signature of Clerk or Deputy Clerk

*Mary Choewenguth*

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 21-cv-6709

**PROOF OF SERVICE***(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* \_\_\_\_\_  
 was received by me on *(date)* \_\_\_\_\_.

☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_  
 \_\_\_\_\_ on *(date)* \_\_\_\_\_; or

☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_  
 \_\_\_\_\_, a person of suitable age and discretion who resides there,  
 on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or

☐ I served the summons on *(name of individual)* \_\_\_\_\_, who is  
 designated by law to accept service of process on behalf of *(name of organization)* \_\_\_\_\_  
 \_\_\_\_\_ on *(date)* \_\_\_\_\_; or

☐ I returned the summons unexecuted because \_\_\_\_\_; or

☐ Other *(specify)*:

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: \_\_\_\_\_

\_\_\_\_\_  
*Server's signature*

\_\_\_\_\_  
*Printed name and title*

\_\_\_\_\_  
*Server's address*

Additional information regarding attempted service, etc:

Print

Save As...

Reset

PLAINTIFF Carrie M. Leo		COURT CASE NUMBER 20-cv-7039	
DEFENDANT New York State Department of Environmental Conservation, et al		TYPE OF PROCESS Service of Summons and Complaint	
<b>SERVE AT</b>	NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC. TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN Civil Process Clerk, United States Attorney for the Western District of New York, United States Attorney's Office		
	ADDRESS (Street or RFD, Apartment No., City, State and ZIP Code) USAO/WDNY, 138 Delaware Avenue, Buffalo, N.Y. 14202		
SEND NOTICE OF SERVICE COPY TO REQUESTER AT NAME AND ADDRESS BELOW		Number of process to be served with this Form 285	
		Number of parties to be served in this case 3	
		Check for service on U.S.A. <input checked="" type="checkbox"/>	
SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (Include Business and Alternate Addresses, All Telephone Numbers, and Estimated Times Available for Service):			
Signature of Attorney other Originator requesting service on behalf of: <input checked="" type="checkbox"/> PLAINTIFF <input type="checkbox"/> DEFENDANT		TELEPHONE NUMBER 585-613-4010	DATE 6/11/2021
<b>SPACE BELOW FOR USE OF U.S. MARSHAL ONLY - DO NOT WRITE BELOW THIS LINE</b>			
I acknowledge receipt for the total number of process indicated. (Sign only for USM 285 if more than one USM 285 is submitted)	Total Process 5	District of Origin No. 55	District to Serve No. 55
Signature of Authorized USMS Deputy or Clerk Beata B. Hosking		Date 06/23/2021 #7	
I hereby certify and return that I <input type="checkbox"/> have personally served, <input type="checkbox"/> have legal evidence of service, <input type="checkbox"/> have executed as shown in "Remarks", the process described on the individual, company, corporation, etc., at the address shown above on the on the individual, company, corporation, etc. shown at the address inserted below.			
<input checked="" type="checkbox"/> I hereby certify and return that I am unable to locate the individual, company, corporation, etc. named above (See remarks below)			
Name and title of individual served (if not shown above)		Date 06/25/2021	Time — <input type="checkbox"/> am <input type="checkbox"/> pm
Address (complete only different than shown above)		Signature of U.S. Marshal or Deputy Beata B. Hosking	
Service Fee \$8-	Total Mileage Charges (including endeavors) —	Forwarding Fee —	Total Charges \$8-
Advance Deposits —	Amount owed to U.S. Marshal* or (Amount of Refund*) \$8-		
REMARKS			

Mailed Certified on 06/25/2021  
Acknowledgement of receipt  
was not returned on 08/25/2021

U.S. Postal Service **Certified Mail Receipt**

ARTICLE NUMBER: 9414 8169 0224 6689 5054 69

**ARTICLE ADDRESSED TO:**

Civil Process Clerk, for WNY  
United States Attorney's Office - W  
138 Delaware Avenue  
Buffalo NY 14202-2404

**FEES**

Postage Per Piece	\$3.350
Certified Fee	3.600
Total Postage & Fees:	6.950

Postmark  
Here



U.S. Department of Justice  
United States Marshals Service



**NOTICE AND ACKNOWLEDGMENT OF RECEIPT OF SUMMONS AND COMPLAINT BY MAIL**  
United States District Court  
for the  
Western District of New York

TO: Civil Process Clerk, United States Attorney for WNY  
United States Attorney's Office  
138 Delaware Avenue  
Buffalo, New York 14202

Civil Action, File Number 20-CV-07039

Carrie M. Leo

v.

NYS Department of Environmental Conservation, et al

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YOU MUST SIGN AND DATE THE ACKNOWLEDGMENT ON ALL COPIES. If you are served on behalf of a corporation, unincorporated association (including a partnership), or other entity, you must indicate under your signature your relationship to that entity. If you are served on behalf of another person and you are authorized to receive process, you must indicate under your signature your authority.

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If you do complete and return copies 1 and 2 of this form, you (or the party on whose behalf you are being served) must answer the complaint within 21 days for private defendants and/or 60 days for Federal defendants. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint.

I declare, under penalty of perjury, that this Notice and Acknowledgment of Receipt of Summons and Complaint By Mail was mailed on this date.

June 25, 2021

Date of Signature

**BEATA  
HOSKING**

Digitally signed by BEATA  
HOSKING  
Date: 2021.06.25 10:47:02 -04'00'

Signature (*USMS Official*)

**ACKNOWLEDGMENT OF RECEIPT OF SUMMONS AND COMPLAINT**

I declare, under penalty of perjury, that I received a copy of the summons and of the complaint in the above captioned manner at:

138 Delaware Avenue

Street Number and Street Name or P.O. Box No.

Buffalo, New York 14202

City, State and Zip Code

**Relationship to Entity/Authority to Receive**

Certified

Service of Process

**Signature**

**Date of Signature**

Copy 1 - Clerk of Court  
Copy 2 - United States Marshals Service  
Copy 3 - Addressee  
Copy 4 - USMS District Suspense

USM Form-299  
Rev. 05/10  
Automated 10/03

ISSUED

AO 440 (Rev. 06/12) Summons in a Civil Action

## UNITED STATES DISTRICT COURT

for the

Western District of New York

2021 JUN 23 PM 1:39

US MAILING SERVICE  
WESTERN NEW YORK

Carrie M. Leo

Plaintiff(s)

v.

New York State Department of Environmental  
Conservation, et al

Defendant(s)

Civil Action No. 20-cv-7039 FPG

## SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) Civil Process Clerk, US Attorney's Office, Western District of New York, 138 Delaware  
Avenue, Buffalo, NY 14202

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Carrie M. Leo  
3199 Walworth Road  
Walworth, NY 14568

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Date: 06/11/2021



CLERK OF COURT

*Mary Choewenguth*  
Signature of Clerk or Deputy Clerk

*Mary Choewenguth*

Civil Action No. 20-cv-7039 FPG

**PROOF OF SERVICE***(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* \_\_\_\_\_  
 was received by me on *(date)* \_\_\_\_\_.

☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_  
 \_\_\_\_\_ on *(date)* \_\_\_\_\_; or

☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_  
 \_\_\_\_\_, a person of suitable age and discretion who resides there,  
 on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or

☐ I served the summons on *(name of individual)* \_\_\_\_\_, who is  
 designated by law to accept service of process on behalf of *(name of organization)* \_\_\_\_\_  
 \_\_\_\_\_ on *(date)* \_\_\_\_\_; or

☐ I returned the summons unexecuted because \_\_\_\_\_; or

☐ Other *(specify)*:

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: \_\_\_\_\_

\_\_\_\_\_  
*Server's signature*

\_\_\_\_\_  
*Printed name and title*

\_\_\_\_\_  
*Server's address*

Additional information regarding attempted service, etc:

Print

Save As...

Reset